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JOHN G. PETERSON
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Attorneys for Plaintiff and Cross-Defendant
CHURCH OF SCIENTOLOGY OF CALIFORNIA

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF LOS ANGELES

CHURCH OF SCIENTOLOGY OF) Case No. C 420 153
CALIFORNIA, a California)
Corporation,) (Severed Action)

Plaintiff,)
v.)
GERALD ARMSTRONG, et al.,)
Defendants.)
DECLARATION IN SUPPORT OF
SUBPOENA DUCES TECUM
RE: DEPOSITION OF CUSTODIAN
OF RECORDS, WERNER ERHARDT
& ASSOCIATES

AND RELATED CROSS-ACTION.

I, John G. Peterson, do hereby declare as follows:

1. I am one of the attorneys of record herein for Cross-Defendant Church of Scientology of California. As such I have personal knowledge of the facts stated herein and, if called as a witness, could and would testify competently thereto.

2. I believe that Custodian of Records for Werner Erhardt & Associates has in his possession or under control, the following described documents, records and/or physical evidence:

1 (a) All testimonials, success stories, writings and/or
2 statements of gains, benefits obtained or any other such written
3 records which contain favorable or laudatory comments by Gerald
4 Armstrong concerning his experiences or involvement with
5 Erhardt Seminar Training or another Werner Erhardt organization
6 (hereinafter collectively referred to as "est");

7 (b) Any and all records which relate to fees, donations,
8 costs or money paid by Gerald Armstrong for services rendered
9 or counseling received from est;

10 (c) Any registration forms, enrollment forms, and/or any
11 documents which Gerald Armstrong signed or completed in order
12 to begin counseling or services at est;

13 (d) All records of services or counseling received by
14 Gerald Armstrong at est;

15 (e) Any and all correspondence between Gerald Armstrong
16 and est or any employee or member thereof;

17 (f) Any and all tests, examinations, and forms that
18 otherwise establish progress or accomplishments achieved by
19 Gerald Armstrong in est; and

20 (g) All personal histories, applications, lists,
21 questionnaires or surveys completed by Gerald Armstrong while
22 taking part in est.

23 3. The documents sought are relevant to the issues in
24 this case because Gerald Armstrong has alleged in his Third
25 Amended Cross-Complaint that he suffered emotional distress as
26 a result of Cross-Defendant's actions. Armstrong and his
27 ex-wife Jocelyn have testified in deposition that Armstrong
28 attended Erhardt Seminar Training sessions after he left the

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Church. Any records in the possession of this witness are relevant to disproving Armstrong's claim of mental and emotional damage.

4. Good cause exists to require the person named above to produce the documents, records and/or physical evidence described above, in that it is necessary that I inspect and/or copy them in order to prepare this case effectively for trial and in order to prevent surprise at trial. There is no alternative source for such information and no alternative means to obtain inspection and copying thereof.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed this 17th day of November, 1986 in Los Angeles, California.


JOHN G. PETERSON

VERIFICATION

STATE OF CALIFORNIA, COUNTY OF

I have read the foregoing _____ and know its contents.

CHECK APPLICABLE PARAGRAPH

I am a party to this action. The matters stated in it are true of my own knowledge except as to those matters which are stated on information and belief, and as to those matters I believe them to be true.

I am an Officer a partner _____ a _____ of _____

a party to this action, and am authorized to make this verification for and on its behalf, and I make this verification for that reason. I have read the foregoing document and know its contents. The matters stated in it are true of my own knowledge except as to those matters which are stated on information and belief, and as to those matters I believe them to be true.

I am one of the attorneys for _____, a party to this action. Such party is absent from the county of aforesaid where such attorneys have their offices, and I make this verification for and on behalf of that party for that reason. I have read the foregoing document and know its contents. I am informed and believe and on that ground allege that the matters stated in it are true.

I declare under penalty of perjury under the laws of the United States of America and the State of California that the foregoing is true and correct.

Executed on _____, 19 _____, at _____ California.

Signature

ACKNOWLEDGMENT OF RECEIPT OF DOCUMENT

(other than summons and complaint)

Received copy of document described as _____

on _____, 19 _____.

Signature

PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF

I am employed in the county of Los Angeles, State of California.

I am over the age of 18 and not a party to the within action; my business address is: 1404 N. Catalina Los Angeles, CA 90027

On November 24 1986, I served the foregoing document described as NOTICE OF DEPOSITION OF CUSTODIAN OF RECORDS OF WERNER ERHARDT & ASSOCIATES AND SUBPOENA DUCES TECUM

on all parties

addressed as follows:

Julia Dragojevic
CONTOS & BUNCH
5855 Topanga Canyon Blvd.
Suite 440
Woodland Hills, CA 91367

(BY MAIL) I caused such envelope with postage thereon fully prepaid to be placed in the United States mail at _____, California.

(BY PERSONAL SERVICE) I caused such envelope to be delivered by hand to the offices of the addressee.

Executed on Nov 24, 1986 at Los Angeles, California.

(State) I declare under penalty of perjury under the laws of the State of California, that the above is true and correct.

(Federal) I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

Debra Henderson

Signature